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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**CIVIL MINUTES - GENERAL**

Case No.	SACV 09-1119 AG (RNBx)	Date	December 4, 2009
Title	VINCENT TAM NGUYEN, FRANCESCA U. NGUYEN v. WELLS FARGO HOME MORTGAGE et al.		

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Present: The Honorable	ANDREW J. GUILFORD
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Lisa Bredahl

Not Present

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Deputy Clerk

Court Reporter / Recorder

Tape No.

Attorneys Present for Plaintiffs:

Attorneys Present for Defendants:

**Proceedings: [IN CHAMBERS] ORDER DISMISSING CASE WITHOUT  
PREJUDICE**

On November 17, 2009, this Court issued an order regarding pretrial matters ("November 17 Order"). The Court ordered Plaintiff, within 10 days, to file a declaration under penalty of perjury stating that there had been compliance with Rule 11(b) of the Federal Rules of Civil Procedure and specifically stating that the allegations supporting federal jurisdiction complied with Rule 11(b).

The November 17 Order stated:

If the declaration required by paragraph 1 is not timely filed,  
the Court will assume Plaintiff does not wish to pursue this  
case at this time in federal court, and to avoid a dismissal with  
prejudice, this case will be immediately dismissed WITHOUT  
PREJUDICE.

(November 17, 2009 Order at 1-2.)

Plaintiff has not filed the declaration required by the November 17 Order. Accordingly,

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this case is dismissed without prejudice.

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Initials of  
Preparer  
lmb